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Matthew Daly

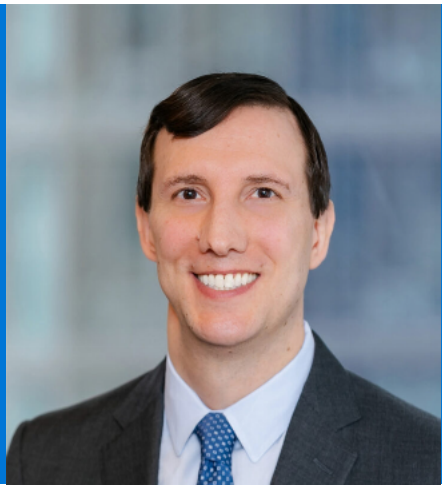
Partner

Contact

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Overview

Matthew Daly is an experienced commercial litigator who represents both plaintiffs and defendants in complex disputes in state and federal courts nationwide, as well as on appeal. His practice spans a range of matters, including intracompany disputes, sophisticated contract matters, challenges to government actions under Article 78 and similar procedures, employment-related disputes, and business tort claims such as fraud and breach of fiduciary duty. Matt is also a trusted advisor to clients outside the courtroom, helping them evaluate potential exposure related to their business and strategize on how to minimize those risks and position themselves most favorably in the event a dispute arises.

Matt is known for his practical, client-centered approach – thorough in preparation, responsive in communication, and efficient in execution. He represents clients in a diverse array of industries, including the payment card industry, manufacturing and distribution, hospitality, private equity, and media and entertainment. Regardless of the client or industry, Matt focuses intently on each client's specific objectives, tailoring the strategy to deliver results that align with business and legal goals.

Matt honed his ability to digest complex legal and factual issues early in his career when he completed a two-year clerkship for a federal judge in the busy U.S. District Court for the Southern District of New York.

Education

- Fordham University School of Law (J.D.), *magna cum laude*
- Georgetown University (B.A.), *cum laude*

Bar Admissions

- New York, 2008

Court Admissions

- U.S. Court of Appeals for the Second Circuit
- U.S. Court of Appeals for the Fifth Circuit
- U.S. Court of Appeals for the Eleventh Circuit
- U.S. Court of Appeals for the District of Columbia Circuit
- U.S. District Court for the Southern District of New York
- U.S. District Court for the District of Colorado

Distinctions

- *New York Metro Super Lawyers*, 2023-2026
- *New York Metro Super Lawyers*, Rising Stars, 2015-2017

Memberships

- Federal Bar Council

Presentations and Publications

- "AI Hiring Poses Discrimination Risk; A Cautionary Tale," *New York Law Journal,* September 2024
- "Arbitration of Workplace Sexual Harassment and Discrimination Claims," *New York Law Journal,* November 2016

Related Experience

- Represented a major payment card company in litigation brought by a national grocery wholesaler that suffered a data breach. Obtained dismissal of all 10 claims and affirmance on appeal and successfully litigated issue of first impression that the doctrine of equitable subrogation did not apply to allow the retailer to "stand in the shoes" of its bank to sue the payment card company based on assessments the payment card company imposed on the retailer's bank.
- Represented a large union of New York City employees in various proceedings and appeals challenging government rulemaking, employment policies, and other agency actions that impact union members, including briefing and arguing an appeal in the highest court of the State of New York.
- Represented a United Arab Emirates-based bank in litigation against a Saudi Arabian debtor to recognize and enforce a London judgment of more than $30 million and in post-recognition efforts to identify assets of the debtor. Successfully argued the case on appeal, including arguing an issue of first impression that personal jurisdiction over the debtor was not required to enforce the foreign judgment in New York.
- Represented a nationally recognized news anchor against a major news network, resulting in one of the largest reported settlements in a single-plaintiff sexual harassment case.
- Represented a national distributor for a major food manufacturer in litigation against a local distributor in the U.S. District Court for the Southern District of California arising from the local distributor having switched to a competing brand without notice. Obtained an order imposing monetary sanctions and evidentiary adverse inference sanctions against the local distributor based on discovery abuses.
- Represented a national distributor for a major food manufacturer in litigation against its freight payment vendor in the U.S. District Court of the District of New Jersey based on vendor's operation of a multimillion-dollar Ponzi scheme. Obtained emergency orders of attachment and asset freezes to secure and preserve assets of the vendor.

- Represented a national network of oncology practices in litigation against a former joint venture partner. Obtained an emergency temporary injunction preventing former partner from consummating a $2 billion transaction to acquire competitor based on noncompete agreement and briefed expedited appeal of the injunction, resulting in an extremely favorable settlement for the oncology network.
- Represented high-profile sports agents and their new sports agency in litigation brought by a former agency in Ohio state court alleging breach of noncompetition and nonsolicitation agreements.